

## DECLARATION

Attorney Docket No. 15225-00140

COPY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name: I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **DEVICES, COMPOSITIONS AND METHODS FOR HTI PULMONARY DELIVERY OF AEROSOLIZED MEDICAMENTS** the specification of which XX is attached hereto or    was filed on            as Application Serial No.            and was amended on    (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119
na			Yes <u>  </u> No <u>  </u>
			Yes <u>  </u> No <u>  </u>

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

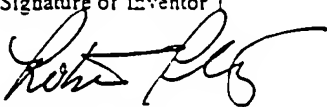
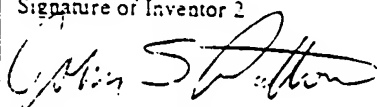
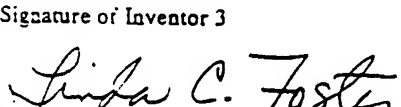

Application Serial No.	Date of Filing	Status
07/910,048	8 July 1992	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned
08/044,358	7 April 1993	<u>  </u> Patented <u>  </u> Pending <u>X</u> Abandoned
08/232,849	25 April 1994	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned
08/309,691	21 September 1994	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned
08/246,034	18 May 1994	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned
08/313,707	27 September 1994	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned
08/383,475	1 February 1995	<u>  </u> Patented <u>X</u> Pending <u>  </u> Abandoned

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Full Name of Inventor 6	Last Name	First Name	Middle Name or Initial	
Residence & Citizenship	City	State/Foreign Country	Country of Citizenship	
Post Office Address	Post Office Address	City	State/Country	Zip Code

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  ROBERT M. PLATZ	Signature of Inventor 2  JOHN S. PATTON	Signature of Inventor 3  LINDA FOSTER
Date: June 22, 1995	Date: June 22, 1995	Date: June 22, 1995
Signature of Inventor 4  MOHAMMED ELJAMAL	Signature of Inventor 5 ///	Signature of Inventor 6
Date: June 22, 1995	Date:	Date:

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ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS. ROBERT M. PLATZ, residing at 324 Valdez Avenue, Half Moon Bay, CA 94019,  
JOHN S. PATTON, residing at 330 Emerald Avenue, San Carlos, CA 94070,  
LINDA FOSTER, residing at 733 Carolina Avenue, Sunnyvale, CA 94086, and  
MOHAMMED ELJAMAL, residing at 1255 Saratoga Avenue, Apt. 206B, San Jose, CA 95129

hereinafter referred to as "Assignors", are the inventors of the invention described and set forth in the below identified application for United States Letters Patent:

Title of the Invention: **DEVICES, COMPOSITIONS AND METHODS FOR THE PULMONARY DELIVERY OF AEROSOLIZED MEDICAMENTS**

Date(s) of execution of Declaration: June 22, 1995  
Filing date: APRIL 14, 1995 Serial No.: 08/423,515; and

WHEREAS, INHALE THERAPEUTIC SYSTEMS, A CALIFORNIA corporation, located at 101 East Meadow Circle, Palo Alto, California 94303, hereinafter referred to as "Assignee", is desirous of acquiring an interest in the invention and application and in any Letters Patent and Registrations which may be granted on the same;


For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents does assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and all future improvements thereon, and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.


IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

  
ROBERT M. PLATZ

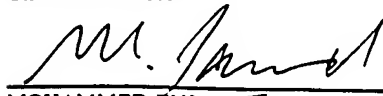
June 22, 1995  
date

  
JOHN S. PATTON

June 22, 1995  
date

  
LINDA FOSTER

June 22, 1995  
date

  
MOHAMMED ELJAMAL  
ELJAMAL

June 22, 1995  
date

MOHAMMED ELJAMAL 152251523-1A,ASH

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